

§ 42.45

§ 42.45 Deposit in Treasury of United States.

All amounts collected pursuant to this part shall be deposited as miscellaneous receipts in the Treasury of the United States, except as provided in 31 U.S.C. 3806(b).

§ 42.46 Compromise and settlement.

(a) Parties may make offers of compromise or settlement at any time.

(b) The reviewing official has the exclusive authority to compromise or settle a case under this part at any time after the date on which the reviewing official is permitted to issue a complaint and before the date on which the ALJ issues an initial decision.

(c) The Secretary has exclusive authority to compromise or settle a case under this part at any time after the date on which the ALJ issues an initial decision, except during the pendency of any review under § 42.42 of this part or during the pendency of any action to collect penalties and assessments under § 42.43 of this part.

(d) The Attorney General has exclusive authority to compromise or settle a case under this part during the pendency of any review under § 42.42 of this part, or of any action to recover penalties and assessments under 31 U.S.C. 3806.

(e) The investigating official may recommend settlement terms to the reviewing official, the Secretary, or the Attorney General, as appropriate. The reviewing official may recommend settlement terms to the Secretary, or the Attorney General, as appropriate.

(f) Any compromise or settlement must be in writing.

§ 42.47 Limitations.

(a) The notice of hearing with respect to a claim or statement must be served in the manner specified in § 42.8 of this part within 6 years after the date on which such claim or statement is made.

(b) If the defendant fails to file a timely answer, service of a notice under § 42.10(b) of this part shall be deemed a notice of hearing of purposes of this section.

(c) The statute of limitations may be extended by agreement of the parties.

38 CFR Ch. I (7–1–02 Edition)

PART 43—UNIFORM ADMINISTRATIVE REQUIREMENTS FOR GRANTS AND COOPERATIVE AGREEMENTS TO STATE AND LOCAL GOVERNMENTS

Subpart A—General

Sec.

- 43.1 Purpose and scope of this part.
- 43.2 Scope of subpart.
- 43.3 Definitions.
- 43.4 Applicability.
- 43.5 Effect on other issuances.
- 43.6 Additions and exceptions.

Subpart B—Pre-Award Requirements

- 43.10 Forms for applying for grants.
- 43.11 State plans.
- 43.12 Special grant or subgrant conditions for “high-risk” grantees.

Subpart C—Post-Award Requirements

FINANCIAL ADMINISTRATION

- 43.20 Standards for financial management systems.
- 43.21 Payment.
- 43.22 Allowable costs.
- 43.23 Period of availability of funds.
- 43.24 Matching or cost sharing.
- 43.25 Program income.
- 43.26 Non-Federal audit.

CHANGES, PROPERTY, AND SUBAWARDS

- 43.30 Changes.
- 43.31 Real property.
- 43.32 Equipment.
- 43.33 Supplies.
- 43.34 Copyrights.
- 43.35 Subawards to debarred and suspended parties.
- 43.36 Procurement.
- 43.37 Subgrants.

REPORTS, RECORDS, RETENTION, AND ENFORCEMENT

- 43.40 Monitoring and reporting program performance.
- 43.41 Financial reporting.
- 43.42 Retention and access requirements for records.
- 43.43 Enforcement.
- 43.44 Termination for convenience.

Subpart D—After-the-Grant Requirements

- 43.50 Closeout.
- 43.51 Later disallowances and adjustments.
- 43.52 Collection of amounts due.

Subpart E—Entitlements [Reserved]

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